Page 1 of 2

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Sox 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/763,537

01/23/2004

John Shigeura

5094

22896 MILA KASAN, PATENT DEPT. APPLIED BIOSYSTEMS 850 LINCOLN CENTRE DRIVE FOSTER CITY, CA 94404

CONFIRMATION NO. 9226 FORMALITIES LETTER

Date Mailed: 04/29/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

\$130 Late oath or declaration Surcharge.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

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A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Group Art Unit: 3753
John Shigeura (Deceased)) Examiner: To be assigned
Serial No.: 10/763,537	CERTIFICATE OF MAILING
Filed: January 23, 2004	I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop: Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on
For: HEAT TRANSFER FOR THERMAL CYCLING	July 21, 2004 Date of Deposit
Confirmation No.: 9226	Cheri Gomez Name of Depositing Party Signature of Depositing Party
)

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts of Application, Filing Date Granted mailed <u>April</u> 29, 2004, Applicants submit the following documents to complete the filing for the above-identified patent application:

- 1. Executed Declaration for Utility Patent Application (2 pages);
- 2. Executed Power of Attorney or Authorization of Agent, Statement Under 37 CFR 3.73 (b), and Limited Authorization to Act on Behalf of Assignee (3 pages);
- 3. Petition for Extension of Time Under 37 CFR 1.136(a);

- 4. Copy of Notice to File Missing Parts of Application, Filing Date Granted (Form PTO-1533); and
- 5. Copy of executed Assignment which was fax filed with the Assignment Division.

Applicants hereby authorize the United States Patent and Trademark Office to charge the necessary surcharge of \$130.00 to **Deposit Account No. 01-2213 (Order No. 5094).** The Commissioner is also authorized to charge any additional fees or credit any excess payments to Deposit Account No. 01-2213 (Order No. 5094). This response is enclosed in duplicate.

Respectfully submitted,

Date: July 27, 2004

Phil N. Makragiannis, Reg. Na. 47,766

Attorney for Applicants

Correspondence Address:

Customer Number 22896 APPLERA CORPORATION Applied Biosystems Group 850 Lincoln Centre Drive Foster City, CA 94404 (650) 554-2164 (Phone) (650) 638-6677 (Fax)